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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Application No.: 10/646,125

} on 10/2/06

Invention: ARRANGEMENT AND METHOD  
FOR PERFORMING  
CHROMATOGRAPHY

} Karlaz Mays  
(Signature)  
} Karlaz Mays  
(Printed Name)

Applicant: David Nurok et al.

Filed: August 22, 2003

Attorney Docket: 29920-73303

Examiner: Therkorn, Ernest G.

DECLARATION UNDER 37 C.F.R. § 1.132

Commissioner for Patents  
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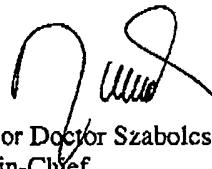
I, Professor Doctor Szabolcs Nyiredy, a citizen of Hungary and Editor-in-Chief of the  
Journal of Planar Chromatography - Modern TLC, do declare and say that:

The 4/1998 issue (Vol. 11) of the Journal of Planar Chromatography - Modern TLC,  
in which the paper entitled "The Performance of Planar Chromatography using Electroosmotic  
Flow" authored by D. Nurok, M.C. Frost, C.L. Pritchard, and D.M. Chenoweth was included, was  
published and publicly available on October 26, 1998. The delay in publication of the 4/1998 issue  
was due to an internal staffing issue during the time in which the journal issue of interest was due to  
publish. Specifically, the person responsible for compiling issues of the above-identified journal left.

the institute after publication of issue 2 (March/April) in the spring of 1998. Ms. Agnes Kakuk assumed the journal compilation duties in June 1998. There was a delay during which Ms. Kakuk became familiar with the duties of this position. Ms. Kakuk was able to begin compiling issue 3 (May-June) of the above-identified journal at the end of July. Ms. Kakuk subsequently began compiling the issue of interest, issue 4 (July-August), after issue 3 was finished. For this reason, the 4/1998 issue (Vol. 11) of the Journal of Planar Chromatography - Modern TLC was delayed and did not publish until October 26, 1998

I declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, or any patent issuing thereon.

Dated: 29<sup>th</sup> Sept., 2006      By:

  
Professor Doctor Szabolcs Nyiredy  
Editor-in-Chief